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12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 CATHERINE BIERMAN, individually;

15 Plaintiff,

16 vs.

17 TARGET CORPORATON, a Foreign
18 Corporation; DOES I-X; and ROE
19 CORPORATIONS I-X, inclusive;

20 Defendants.

CASE NO.: 2:22-cv-01044-RFB-NJK

STIPULATION AND ORDER TO
EXTEND DISCOVERY DEADLINES
AND TRIAL DATE

(FIRST REQUEST)

21 Plaintiff CATHERINE BIERMAN ("Plaintiff") and Defendant TARGET CORPORATION
22 ("Defendant"), by and through their respective counsel of record, do hereby stipulate to extend the
23 discovery cutoff in the present case for a period of ninety (90) days.

24 Pursuant to LR IA 6-1, the parties hereby aver that this is the first such discovery extension
25 requested in this matter.

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DISCOVERY COMPLETED TO DATE

The parties have conducted an FRCP 26(f) conference and have served their respective FRCP 26(a) disclosures; authorizations have been exchanged, and Defendant has propounded written discovery.

**DISCOVERY TO BE COMPLETED AND
REASONS FOR EXTENSION OF DISCOVERY**

Discovery to be completed includes:

- Depositions of fact witnesses;
- Expert disclosures;
- Depositions of expert witnesses;
- Deposition of Defendant's Rule 30(b)(6) witnesses; and
- Site Inspection

The HIPAA Authorization Plaintiff Counsel ultimately provided on September 2, 2022 had actually expired in September of **2021**. As such, Defense counsel requested a valid HIPAA Authorization so that Defendant could request the necessary medical records to evaluate and defend the case. The newly signed HIPAA Authorization was provided to Defense counsel October 6, 2022. As such, medical records requests are being processed. However, Defense counsel does require additional time to process same.

In addition to the medical records that are being requested, Plaintiff counsel is working to coordinate a Site Inspection. Such an inspection is necessary in Expert evaluation of the case and the providing of Expert Report(s). As such, additional time is necessary as to all current Discovery deadlines.

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Based upon the foregoing, the parties respectfully request a ninety (90) day extension of all current discovery deadlines. The parties are confident that a granting of the request for a (ninety) 90-day extension of the remaining discovery deadlines would allow them to complete the required discovery. This request is made in good faith, not for the purpose of delay.

NEW DISCOVERY DEADLINES

Initial Expert Disclosure:

Currently: October 28, 2022
Proposed: January 26, 2023

Rebuttal Expert Disclosure:

Currently: November 28, 2022
Proposed: February 27, 2023

Discovery Cutoff:

Currently: December 28, 2022
Proposed: March 28, 2023

Dispositive Motions:

Currently: January 27, 2023
Proposed: April 27, 2023

Pretrial Order:

Currently: February 27, 2023, or 30 days after resolution of dispositive motions per Local Rule 26-1(b)(5)
Proposed: May 29, 2023, or 30 days after resolution of dispositive motions per Local Rule 26-1(b)(5)

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1 If this extension is granted, all depositions mentioned above should be concluded within
2 the stipulated extended deadline. The parties aver that this request for extension of discovery
3 deadlines is made by the parties in good faith and not for the purpose of delay.

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5 DATED this 18th day of October, 2022

DATED this 18th day of October, 2022

6 /s/ Daniel S. Ivie

/s Alan Westbrook

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11 **NO FURTHER EXTENSIONS WILL BE GRANTED.**

12 **IT IS SO ORDERED:**

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UNITED STATES MAGISTRATE JUDGE

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16 **DATED:** October 19, 2022